

1 AN ACT relating to the vaccination of postsecondary students.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 164 IS CREATED TO  
4 READ AS FOLLOWS:

5 (1) This section applies only to an entering student enrolling in or after 2017-2018  
6 academic school year at a public or private educational institution that offers a  
7 postsecondary degree and has a residential campus.

8 (2) For purposes of this section, "entering student" means:

9 (a) A new or first-time student at a postsecondary education institution,  
10 including a student who transfers from another institution; and

11 (b) A student who previously attended a postsecondary education institution,  
12 enrolling in the same institution following a break in enrollment of one (1)  
13 or more semesters or terms, and has not yet provided the institution with the  
14 documentation required under subsection (3) of this section.

15 (3) Beginning with the 2017-2018 academic year, all public and independent  
16 postsecondary education institutions shall require an entering student to provide  
17 at least one (1) of the following within two (2) weeks before the student's first day  
18 of class:

19 (a) An official vaccination certificate;

20 (b) Documentation of serologic immunity; or

21 (c) Documentation of disease history signed by a health care provider.

22 (4) The documentation required under subsection (3) of this section shall include  
23 evidence that the student has received vaccinations in accordance with current  
24 recommendations from the United States Centers for Disease Control and  
25 Prevention for the following:

26 (a) Measles;

27 (b) Rubella;

1        (c) Mumps;

2        (d) Meningococcal disease; and

3        (e) Any diseases required by the Cabinet for Health and Family Services.

4        (5) The Cabinet for Health and Family Services, in consultation with postsecondary  
5        education institutions, shall promulgate administrative regulations establishing  
6        requirements for this section, including the required date for receiving  
7        documentation of vaccination and conditions for granting an extension by the  
8        institution of no more than ten (10) days after the start of the academic term.

9        (6) Nothing contained in this section shall be construed to require the vaccination of  
10       any student who is opposed to medical vaccination against disease, and who  
11       objects by a written sworn statement to the vaccination based on religious  
12       grounds. In the event of an epidemic in a given area, the Cabinet for Health and  
13       Family Services may, by emergency administrative regulation, require the  
14       vaccination of all persons within the area of epidemic, against the disease  
15       responsible for the epidemic.

16       (7) This section does not apply to a student of a postsecondary education institution  
17       who is enrolled only in online or other distance education courses.

18       (8) This section shall not be construed to require the postsecondary education  
19       institution or the Cabinet for Health and Family Services to provide or pay for  
20       the measles, rubella, mumps, meningococcal disease, or any other required  
21       vaccination.